

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2001-011559

11/26/2002

HONORABLE JAMES PADISH

CLERK OF THE COURT  
C. Danos  
Deputy

IN RE THE MARRIAGE OF  
JAMES DAVID MEDEIROS

FILED: 12/13/2002

TALIA L KATZ

AND

LINDA SUE MEDEIROS

LINDA SUE MEDEIROS  
17229 N 35TH ST  
PHOENIX AZ 85032-0000

JAMES L LEATHER  
CONCILIATION SERVICES-CCC  
DOCKET-FAMILY COURT CCC

**MINUTE ENTRY**

10:35 a.m. This is the time set for Evidentiary Hearing re: Temporary Orders. Petitioner is present with counsel, Talia Katz. Respondent is represented by counsel, James L. Leather.

A recording of this proceeding is made by CD and videotape in lieu of a court reporter.

The Court has not ruled on Mr. Leather's Motion to Withdraw prior to today because there was not sufficient time and it was not indicated to be with consent.

Case status discussed.

Counsel avows the Motion to Withdraw with consent was filed on November 18, 2002.

10:39 a.m. Mother is now present on her own behalf.

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Mother having no objection to withdrawal of counsel by consent,

IT IS ORDERED approving and settling the formal written Order Allowing Withdrawal as Attorney of Record by Consent signed by the Court, November 26, 2002, and relieving Mr. Leather and his office from further responsibility in this matter.

Mr. Leather is excused from the courtroom.

The issues before the Court are identified to be temporary child support and temporary spousal maintenance.

James David Medeiros and Linda Sue Medeiros are sworn.

Linda Sue Medeiros testifies.

11:22 a.m. Court stands at recess.

11:37 a.m. Court reconvenes with the parties and respective counsel present.

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The Court has had an opportunity to consider the testimony of the parties, the avowals of counsel, and the exhibits provided by counsel, consisting primarily of the 2000 and 2001 tax returns, in determining temporary orders.

Based upon this testimony the Court has created a Child Support Worksheet which encompasses the Court's specific findings regarding temporary orders. Counsel are provided a copy of the Court's Worksheet.

In regard to spousal maintenance, as acknowledged by Mr. Medeiros, some spousal maintenance is appropriate given the length of the marriage, the earning capacity of Ms. Medeiros presently and in the future, and the time needed for her to gain some financial independence. The Court has determined that \$200 per month spousal maintenance is appropriate.

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As gross monthly income, the Court has adopted \$2,504 as the gross monthly income properly attributed to Petitioner as it recaptures the depreciation that is reflected in his tax returns. The Court has made its calculation as to the gross monthly income of Ms. Medeiros based on her testimony and imputes an ability to her to earn at least minimum wage for a gross monthly income of \$1,376.

The Court has provided that Mr. Medeiros is to continue to pay the medical and dental insurance of \$232 per month. The Court offsets Mr. Medeiros' obligation to Mrs. Medeiros with the recognition of a \$300 monthly child care cost.

Utilizing a visitation adjustment of 74 days,

IT IS ORDERED effective December 1, 2002, Petitioner/Father shall pay Respondent/Mother \$528.47 per month as and for child support, as well as spousal maintenance in the amount of \$200, with an additional Clearinghouse Handling Fee of \$2.25 per month, for a total monthly obligation of \$730.72, all in accordance with the formal written Order of Assignment signed by the Court.

FILED: Child Support Worksheet [Court].

IT IS ORDERED affirming the parties' prior parent access orders.

**REFERRAL TO CONCILIATION SERVICES**

IT IS ORDERED referring this matter to Conciliation Services:

1. For mediation of any lingering child custody and/or parenting time issues, if appropriate;
2. For dispute assessment, if necessary;
3. Or for any other service(s) deemed advisable by Conciliation Services.

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The parties shall comply with all instructions and directives issued by Conciliation Services.

The Court will sign a consent decree if and when the parties are prepared to submit one to the Court.

FILED: Exhibit Worksheet.

11:42 a.m. Matter concludes.